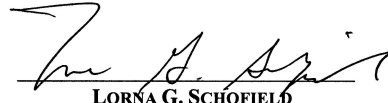


Application **GRANTED**. "Under Federal Rule of Appellate Procedure 4(a)(5), a district court 'may extend the time to file a notice of appeal if . . . th[e] party [seeking an extension] shows excusable neglect or good cause.'" *Alexander v. Saul*, 5 F.4th 139, 142 (2d Cir. 2021) (internal quotation marks omitted) (quoting Fed. R. App. P. 4(a)(5)). "The 'good cause' standard applies when the need for an extension arises from factors outside the control of the movant . . ." *Id.* Here, Plaintiff has identified factors reasonably outside of his control. Accordingly, there is a basis for finding good cause.

Dated: June 2, 2023
New York, New York


LORNA G. SCHOFIELD
UNITED STATES DISTRICT JUDGE

MICHAEL KACITEL

(List the full name(s) of the plaintiff(s)/petitioner(s).)

22 CV 2047 (LGS)()

-against-

Lisette Camillo et al

(List the full name(s) of the defendant(s)/respondent(s).)

**MOTION FOR EXTENSION
OF TIME TO FILE NOTICE
OF APPEAL**

23 MAY 30 AM 10:16
CLERK OF COURT
U.S. DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

I move under Rule 4(a)(5) of the Federal Rules of Appellate Procedure for an extension of time to file a notice of appeal in this action. I would like to appeal the judgment

entered in this action on 3/31/23 but did not file a notice of appeal within the required date

time period because:

On or about the 6 of April my vehicle was vandalized causing stress and hardship of taking public transportation adding hours to a commute that starts at 2:30 AM and ends at 5:30 PM when I have to fix my car. Then on April 20, 2023 my car was vandalized once again causing extensive damages. I simply had not found any free time to file an appeal.

(Explain here the excusable neglect or good cause that led to your failure to file a timely notice of appeal.)

May 3rd 2023

Dated:

Signature

KACITEL MICHAEL J

Name (Last, First, MI)

450 Ocean Parkway - 2D

Address

Brooklyn

City

NY

State

11218

Zip Code

561 373 8560

Telephone Number

chessgrandmaster1@hotmail.com

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